702/474-9400 • FAX 702/474-9422

24

25

26

27

28

1 MORRIS LAW GROUP Robert McCoy, Bar No. 9121 2 Email: rrm@morrislawgroup.com Rex D. Garner, Bar No. 9401 3 Email: rdg@morrislawgroup.com 4 900 Bank of America Plaza 300 South Fourth Street 5 Las Vegas, Nevada 89101 6 Telephone: (702) 474-9400 Facsimile: (702) 474-9422 7 8 Attorneys for Federal Deposit Insurance Corporation, as Receiver 9 for Community Bank of Nevada 10 11 12 13 TRUST, et al. 14 15 16 VS. 17 18 19 20 21 22 23

UNITED STATES DISTRICT COURT DISTRICT OF NEVADA

JEFFREY B. GUINN, individually Case No. 2:09-cv-01809-PMP-CWH and as Trustee of the DEL MAR **CHARGING ORDER AGAINST** Plaintiff/Counterdefendant, **INTERESTS OF DEBTORS JEFFREY AND MONICA GUINN** AS TRUSTEES OF THE DEL MAR TRUST IN ASPEN FEDERAL DEPOSIT INSURANCE **MORTGAGE, LLC** CORPORATION, AS RECEIVER FOR COMMUNITY BANK OF NEVADA; DO INDIVIDUALS I-XX, Defendant/Counterclaimant.

On September 5, 2013, this Court GRANTED Defendant/ Counterclaimant/Third-Party Plaintiff Federal Deposit Insurance Corporation, as Receiver for Community Bank of Nevada, Inc.'s ("FDIC-R") motion for a charging order on the limited liability company and corporation interest of Debtors Jeffrey and Monica Guinn, as Trustees of the Del Mar Trust ("Del Mar Trust") (#163).

IT IS THEREFORE ORDERED that the interests of the Del Mar Trust in Aspen Mortgage, LLC are charged with payment of the remaining balance of the judgment in this matter, which, as of September 19, 2013, is \$9,647,195.79 including costs and interest on the entire judgment at 0.13% per year from its date until paid. *See* (#162-3).

IT IS FURTHER ORDERED that the other members or

stockholders of Aspen Mortgage, LLC shall not distribute to the Del Mar Trust any funds or assets whatsoever, but instead shall pay over to the FDIC-R all funds and assets which would have been distributed to the Del Mar Trust in the normal course of business of Aspen Mortgage, LLC.

UNITED STATES DISTRICT JUDGE

DATED: September 19, 2013

Submitted by:

MORRIS LAW GROUP

By <u>/s/Robert McCoy</u>
Robert McCoy, Bar No. 9121
Rex D. Garner, Bar No. 9401
900 Bank of America Plaza
300 South Fourth Street
Las Vegas, Nevada 89101

Attorneys for Federal Deposit Insurance Corporation, as Receiver for Community Bank of Nevada